

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

PUBLIC INTEREST LITIGATION NO.98 OF 2006

Gopal Education & Welfare Sanstha ... Petitioner

V/s.

The State of Maharashtra & Ors. ... Respondents

Mr.R.M. yadav for Petitioner
Mr.N.P. Deshpande, AGP, for Respondent Nos.1 & 4
Mr.R.S. Apte for Respondent No.2
Mr.Y.S. Bhate for Respondent No.5
Mr.K.K. Singhvi with Ms.Shobha Ajeet Kumar for
Respondent No.6

CORAM: J.N. PATEL &
SMT.NISHITA MHATRE, JJ.

DATED: DECEMBER 12, 2007

P.C.:

. This is a public interest litigation filed by the petitioner Sanstha seeking various directions from this Court and particularly, in respect of relief and rehabilitation of persons who were affected by the flood in Thane district. It also seeks compensation for those who suffered damage to their property and loss of life in Thane. At the stage of admission itself, this Court has passed interim orders seeking compliance from the respondent State. The State has responded to the petition and placed on record what steps they have taken towards the relief and rehabilitation and also for payment of compensation to the persons who are affected by the flood in the affidavit filed by Mr.Rameshkumar,

Principal Secretary to Government, Relief and Rehabilitation Department. The State has also placed on record before the Court various measures that have been taken.

2. The learned counsel appearing for the petitioner submits that the State has still not paid compensation to certain persons who are otherwise eligible for loss of life of their family members and damage to the property. The contention is general in nature. Nothing prevents the petitioner to agitate the issue of such persons at appropriate forum and assist them to seek redressal available to them under law as in a public interest litigation it would be very difficult for this Court to take up individual cases for grant of compensation which will have to be dealt with independently.

3. We, therefore, dispose of this petition being satisfied with the steps taken by the respondent in the matter.

(J.N. PATEL, J.)

(SMT.NISHITA MHATRE, J.)